

REMARKS

Claims 1-8, 10-36, 41-42, and 44-51 are pending, with claims 1, 25, and 44 being independent. Claims 9, 37-40, and 43 have been cancelled, and claims 44-51 have been added. Support for the amendments and the new claims may be found throughout the application, including at least page 6, lines 4-15; page 11, lines 6-17; page 12, lines 1-12 and 20-26; page 15, lines 17-21; and FIGS. 3C and 4A and the accompanying text. No new matter has been introduced.

Claim Rejections—35 U.S.C. § 103

Claims 1-5, 8, 10-12, 14-21, 23-37, and 41-43

Claims 1-5, 8, 10-12, 14-21, 23-37, and 41-43 have been rejected under 35 U.S.C. § 103 as being unpatentable over McClintock (U.S. Patent No. 5,598,208) in view of Valleriano (U.S. Patent App. Pub. No. 2005/0093976). Claims 37 and 43 have been cancelled without prejudice, rendering the rejection of claims 37 and 43 moot. Applicant respectfully requests reconsideration and withdrawal of this rejection because none of McClintock, Valleriano, or any proper combination of the two describes or suggests enabling the user to perceive a map related to an entertainment event or venue, relating the perceived map to one or more of the sensors in the sensor array, or receiving a request from the user identifying a selected position within the map, as recited in independent claim 1.

Rather, McClintock discloses a video recording system which permits one to participate in a recording of an event utilizing *predetermined* views. See McClintock at Abstract. The video recording system includes video cameras (22a-22d) in *predetermined* positions connected

to a viewing station (30) with monitors (32), each of which permits a user to connect a personal video recording device to it in order to receive video. *See* McClintock at col. 5, lines 52-65; FIGS. 1 and 2. The cameras can be arranged to provide continuous signals for individual monitoring, or programmed to operate in conjunction with the passage of the roller coaster cars to provide a progressive sequence of video images for recording. *See* McClintock at col. 5, lines 24-40.

The Office Action contends that the viewstation (30) corresponds to a map, satisfying the claimed recitation of enabling the user to perceive a map related to the entertainment event or venue. *See* Office Action mailed May 14, 2008 at page 3. Applicant respectfully submits that this viewstation is not a map, and therefore suggests that McClintock fails to describe or suggest enabling the user to perceive a map related to the entertainment event or venue. Specifically, the McClintock viewstation (30) is merely a compilation of monitors, each showing either the selected sequential output of video cameras or video output from a respective corresponding camera.

Moreover, because McClintock does not describe or suggest enabling a user to perceive a map, McClintock also does not describe or suggest relating the perceived map to one or more of the sensors in the sensor array or receiving a request from the user identifying a selected position within the map, as recited in independent claim 1.

Valleriano, which is cited as disclosing location information for a camera (*see* Office Action mailed May 14, 2008 at pages 3-4), does not cure the failure of McClintock to disclose

the noted features of independent claim 1. Nor does the Office Action content that Valleriano does so.

Finally, the Office Action has not satisfied its burden of establishing a *prima facie* case of obviousness. Contrary to the Office Action's contention (*see* Office Action mailed May 14, 2008 at page 4), it would not have been obvious to one of ordinary skill in the art to combine McClintock, which discloses cameras at fixed, predetermined locations, with Valleriano, which discloses determination of location information for a camera.

“[R]ejections on obviousness cannot be sustained by mere conclusory statements; instead, there must be some articulated reasoning with some rational underpinning to support the legal conclusion of obviousness.” *See* MPEP § 2143.01(IV) (*citing KSR International Co.*, 550 U.S. at ___, 82 USPQ2d at 1396, *quoting In re Kahn*, 441 F.3d at 988, 78 USPQ2d at 1336) (emphasis added).

Accordingly, for at least these reasons, applicant respectfully requests reconsideration and withdrawal of the rejection of independent claim 1 and its dependent claims.

Independent claim 25 recites features similar to those discussed above in connection with independent claim 1 and does so in the context of a tangible computer readable medium. Accordingly, at least for the reasons discussed above in connection with independent claim 1, applicant respectfully requests reconsideration and withdrawal of the rejection of independent claim 25 and its dependent claims.

Claim 13

Claim 13 has been rejected under 35 U.S.C. § 103 as being unpatentable over McClintock in view of Valleriano, and in further view of Bernardo (U.S. Patent App. Pub. No. 2002/0047895). Bernardo, which is cited as allegedly disclosing the features of claim 13, does not cure the failure of McClintock and Valleriano to describe all of the features of independent claim 1, from which claim 13 depends.

Moreover, Bernardo discloses a user identifying a location and retrieving *images* in a database associated with the location (*see* Bernardo at ¶ [0083]-[0084]), but it does not describe or suggest enabling a user to navigate among sensors in the sensor array and to select one or more of the sensors in the sensor array, as recited in claim 13. Accordingly, for at least these reasons, applicant respectfully requests reconsideration and withdrawal of the rejection of claim 13.

Claims 6 and 22

Claims 6 and 22 have been rejected under 35 U.S.C. § 103 as being unpatentable over McClintock in view of Valleriano, and in further view of Ritchey (U.S. Patent No. 5,495,576). Ritchey, which is cited as allegedly disclosing the features of claims 6 and 22, does not cure the failure of McClintock and Valleriano to describe all of the limitations of independent claim 1, from which claims 6 and 22 depend. Accordingly, applicant respectfully requests reconsideration and withdrawal of the rejection of claims 6 and 22.

Claim 7

Claim 7 has been rejected under 35 U.S.C. § 103 as being unpatentable over McClintock in view of Valleriano and Ritchey, and in further view of Bernardo. Bernardo, which is cited as allegedly disclosing the features of claim 7, does not cure the failure of McClintock, Valleriano, and Ritchey to describe all of the limitations of claim 6, from which claim 7 depends. Accordingly, applicant respectfully requests reconsideration and withdrawal of the rejection of claim 7.

New Claims

Claims 44-46

New independent claim 44 recites, in part, enabling display, to a user, of a first sensor's second location and a second sensor's second location on a map related to an entertainment event or venue; receiving a request, from the user, identifying one of the first sensor and the second sensor; and enabling display, to the user, of the multimedia experience based on one or more streams of data received from the identified one of the first sensor and the second sensor.

For reasons similar to those discussed above with respect to independent claim 1, applicant respectfully submits that new independent claim 44 and its dependent claims 45 and 46 are allowable.

Claims 47-51

New claims 47-51 respectively depend from independent claim 1. At least for the reason of that dependency and the reasons similar to those noted above with respect to independent

claim 1, applicant respectfully submits that new claims 47-51 are allowable. Because each claim recites additional features, however, the individual consideration of each new claim on its own merits is respectfully requested.

In particular, claim 48 recites, in part, enabling display, to the user, of the relative orientation and scale of physical elements of the entertainment event or venue, other than the streams of data units associated with the sensors in the sensor array. As explained above in connection with independent claim 1, the McClintock viewstation (30), which the Office Action corresponds to a map, is merely a compilation of monitors, each showing either the selected sequential output of video cameras or video output from a respective corresponding camera. As such, the viewstation (30) does not enable display of the relative orientation and scale of physical elements of the entertainment event or venue, other than the streams of data units associated with the sensors in the sensor array, as recited in claim 48.

Conclusion

Applicant respectfully submits that all claims are in condition for allowance.

It is believed that all of the pending issues have been addressed. However, the absence of a reply to a specific rejection, issue or comment does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this reply should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this reply, and the

Applicant : Steven M. Blumenfeld
Serial No. : 10/748,123
Filed : December 31, 2003
Page : 19 of 19

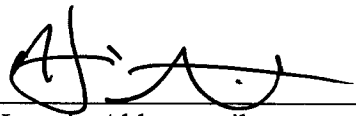
Attorney's Docket No.: 06975-421001 / Communications 92

amendment of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment.

The fee in the amount of \$250 in payment for the Excess Claims fee is being paid concurrently herewith on the Electronic Filing System (EFS) by way of Deposit Account authorization. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 8/8/2008



Hussein Akhavannik
Reg. No. 59,347

Fish & Richardson P.C.
1425 K Street, N.W.
11th Floor
Washington, DC 20005-3500
Telephone: (202) 783-5070
Facsimile: (877) 769-7945